Application No.: 09/927,422 3 Docket No.: 377882001420

## AMENDMENTS TO THE CLAIMS

Please enter the following amendments without prejudice or disclaimer.

This listing of claims will replace all prior versions, and listings, of claims in the application:

## In the claims

1. (Currently Amended): An immunomodulatory polynucleotide/microcarrier (IMP/MC) complex, comprising:

a polynucleotide linked to the surface of a biodegradable microcarrier (MC), wherein said polynucleotide comprises the sequence 5'-C, G-3', wherein the polynucleotide is greater than 6 nucleotides in length and wherein said MC is less than 10 µm in size.

- 2. (Original): The IMP/MC complex of claim 1, wherein said polynucleotide is covalently linked to said microcarrier.
- 3. (Original): The IMP/MC complex of claim 1, wherein said polynucleotide is non-covalently linked to said microcarrier.
- 4. (Original): The IMP/MC complex of claim 1, wherein said microcarrier is a liquid phase microcarrier.
- 5. (Original): The IMP/MC complex of claim 1, wherein said microcarrier is a solid phase microcarrier.
- 6. (Original): The IMP/MC complex of claim 1, wherein said microcarrier is from 25 nm to 5  $\mu$ m in size.

7. (Original): The IMP/MC complex of claim 6, wherein said microcarrier is from 1.0  $\mu m$  to 2.0  $\mu m$  in size.

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- 8. (Original): The IMP/MC complex of claim 7, wherein said microcarrier is 1.4  $\mu m$  in size.
  - 9. (Original): The IMP/MC complex of claim 1, wherein said microcarrier is cationic.
  - 10. (Original): The IMP/MC complex of claim 1, wherein said complex is antigen-free.
- 11. (Original): The IMP/MC complex of claim 1, wherein said polynucleotide comprises the sequence 5'-T, C, G-3'.
- 12. (Original): The IMP/MC complex of claim 11, wherein said polynucleotide comprises the sequence 5'-TCGX<sub>1</sub>X<sub>2</sub>X<sub>3</sub>X<sub>4</sub>-3' or the sequence 5'-X<sub>1</sub>TCGX<sub>2</sub>X<sub>3</sub>X<sub>4</sub>-3', wherein X<sub>1</sub>, X<sub>2</sub>, X<sub>3</sub>, X<sub>4</sub> are nucleotides.
- 13. (Original): The IMP/MC complex of claim 12, wherein said polynucleotide comprises the sequence 5'-TCGTCG $X_1$ -3', wherein  $X_1$  is a nucleotide.
- 14. (Original): The IMP/MC complex of claim 12, wherein said polynucleotide comprises a sequence selected from the group consisting of 5'-TCGTCGA-3', 5'-TCGAAAA-3', 5'-TCGCCCC-3', 5'-TCGGGGG-3' and 5'-TCGTTTT-3'.
- 15. (Original): The IMP/MC complex of claim 1, wherein said polynucleotide comprises the sequence 5'-C, G, pyrimidine, pyrimidine, C, G-3'.
- 16. (Original): The IMP/MC complex of claim 1, wherein said polynucleotide comprises the sequence 5'-purine, purine, C, G, pyrimidine, pyrimidine, C, G-3'.

17. (Original): The IMP/MC complex of claim 11, wherein said polynucleotide comprises the sequence SEQ ID NO:1.

- 18. (Original): The IMP/MC complex of claim 1, wherein said polynucleotide further comprises the sequence 5'-T, C, G-3'.
- 19. (Original): The IMP/MC complex of any of claims 1, 11, 12, 13, 14, or 18, wherein said polynucleotide is 7 nucleotides in length.
- 20. (Original): The IMP/MC complex of any of claims 1, 11, 12, 13, 14 or 18, wherein said complex further comprises an antigen.
  - 21. (Original): The IMP/MC complex of claim 20, wherein said antigen is an allergen.
- 22. (Original): The IMP/MC complex of claim 1, wherein said polynucleotide comprises a phosphate backbone modification.
- 23. (Original): The IMP/MC complex of claim 22, wherein said phosphate backbone modification is a phosphorothioate.
- 24. (Withdrawn): A method of modulating an immune response in an individual comprising administering to an individual a composition comprising an immunomodulatory polynucleotide/microcarrier (IMP/MC) complex, said complex comprising a polynucleotide linked to a biodegradable microcarrier (MC), wherein said polynucleotide comprises the sequence 5'-C, G-3' and wherein said MC is less than 10 μm in size, in an amount sufficient to modulate an immune response in said individual.
- 25. (Withdrawn): The method of claim 24, wherein said microcarrier is a solid phase microcarrier.

26. (Withdrawn): The method of claim 24, wherein said microcarrier is a liquid phase microcarrier.

- 27. (Withdrawn): The method of claim 24, wherein said polynucleotide is covalently linked to said microcarrier.
- 28. (Withdrawn): The method of claim 24, wherein said polynucleotide is non-covalently linked to said microcarrier.
  - 29. (Withdrawn): The method of claim 24, wherein said complex is antigen-free.
- 30. (Withdrawn): The method of claim 24, wherein a Th1-type immune response is stimulated.
- 31. (Withdrawn): The method of claim 24, wherein a Th2-type immune response is suppressed.
- 32. (Withdrawn): The method of claim 24, wherein interferon-gamma (IFN- $\gamma$ ) is increased in said individual.
- 33. (Withdrawn): The method of claim 24, wherein interferon-alpha (IFN- $\alpha$ ) is increased in said individual.
- 34. (Withdrawn): The method of claim 24, wherein levels of IgE is reduced in said individual.
- 35. (Withdrawn): The method of claim 24, wherein said polynucleotide comprises the sequence 5'-T, C, G-3'.

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- 36. (Withdrawn): The method of claim 35, wherein said polynucleotide comprises the sequence 5'- $TCGX_1X_2X_3X_4$ -3' or the sequence 5'- $X_1TCGX_2X_3X_4$ -3', wherein  $X_1$ ,  $X_2$ ,  $X_3$ ,  $X_4$  are nucleotides.
- 37. (Withdrawn): The method of claim 36, wherein the polynucleotide comprises the sequence 5'-TCGTCG $X_1$ -3', wherein  $X_1$  is a nucleotide.
- 38. (Withdrawn): The method of claim 36, wherein said polynucleotide comprises a sequence selected from the group consisting of 5'-TCGTCGA-3', 5'-TCGAAAA-3', 5'-TCGCCCC-3', 5'-TCGGGGG-3' and 5'-TCGTTTT-3'.
- 39. (Withdrawn): The method of claim 24, wherein said polynucleotide comprises the sequence 5'-C, G, pyrimidine, pyrimidine, C, G-3'.
- 40. (Withdrawn): The method of claim 24, wherein said polynucleotide comprises the sequence 5'-purine, purine, C, G, pyrimidine, pyrimidine, C, G-3'.
- 41. (Withdrawn): The method of claim 35, wherein said polynucleotide comprises the sequence SEQ ID NO:1.
- 42. (Withdrawn): The method of claim 24, wherein said polynucleotide further comprises the sequence 5'-T, C, G-3'.
- 43. (Withdrawn): The method of any of claims 24, 35, 36, 37, 38 or 42, wherein said polynucleotide is 7 nucleotides in length.
- 44. (Withdrawn): The method of any of claims 24, 35, 36, 37, 38 or 42, wherein said composition further comprises an antigen.
  - 45. (Withdrawn): The method of claim 44, wherein said antigen is an allergen.

- 46. (Withdrawn): The method of claim 24, wherein said polynucleotide comprises a phosphate backbone modification.
- 47. (Withdrawn): The method of claim 46, wherein said phosphate backbone modification is a phosphorothioate.
  - 48. (Currently Amended): A kit, comprising:

an immunomodulatory polynucleotide/microcarrier (IMP/MC) complex, said complex comprising a polynucleotide linked the surface of to a biodegradable microcarrier (MC), wherein said polynucleotide comprises the sequence 5'-C, G-3', wherein the polynucleotide is greater than 6 nucleotides in length and wherein said MC is less than 10 µm in size; and

instructions for use of the IMP/MC complex in immunomodulation of an individual.

- 49. (Original): The kit of claim 48, wherein said polynucleotide is covalently linked to said microcarrier.
- 50. (Original): The kit of claim 48, wherein said polynucleotide is non-covalently linked to said microcarrier.
  - 51. (Original): The kit of claim 48, wherein said microcarrier is a liquid phase microcarrier.
  - 52. (Original): The kit of claim 48, wherein said microcarrier is a solid phase microcarrier.
  - 53. (Original): The kit of claim 48, wherein said microcarrier is from 25 nm to 5 μm in size.
- 54. (Original): The kit of claim 53, wherein said microcarrier is from 1.0  $\mu m$  to 2.0  $\mu m$  in size.
  - 55. (Original): The kit of claim 54, wherein said microcarrier is 1.4 μm in size.

- 56. (Original): The kit of claim 48, wherein said microcarrier is cationic.
- 57. (Original): The kit of claim 48, wherein said complex is antigen-free.
- 58. (Original): The kit of claim 48, wherein said polynucleotide comprises the sequence 5'-T, C, G-3'.
- 59. (Original): The kit of claim 58, wherein said polynucleotide comprises the sequence 5'- $TCGX_1X_2X_3X_4$ -3' or the sequence 5'- $X_1TCGX_2X_3X_4$ -3', wherein  $X_1$ ,  $X_2$ ,  $X_3$ ,  $X_4$  are nucleotides.
- 60. (Original): The kit of claim 59, wherein said polynucleotide comprises the sequence 5'- $TCGTCGX_1$ -3', wherein  $X_1$  is a nucleotide.
- 61. (Original): The kit of claim 59, wherein said polynucleotide comprises a sequence selected from the group consisting of 5'-TCGTCGA-3', 5'-TCGAAAA-3', 5'-TCGCCCC-3', 5'-TCGGGGG-3' and 5'-TCGTTTT-3'.
- 62. (Original): The kit of claim 48, wherein the polynucleotide comprises the sequence 5'-C, G, pyrimidine, pyrimidine, C, G-3'.
- 63. (Original): The kit of claim 48, wherein the polynucleotide comprises the sequence 5'-purine, purine, C, G, pyrimidine, pyrimidine, C, G-3'.
- 64. (Original): The kit of claim 58, wherein the polynucleotide comprises the sequence SEQ ID NO:1.
- 65. (Original): The kit of claim 48, wherein said polynucleotide further comprises the sequence 5'-T, C, G-3'.

- 66. (Original): The kit of any of claims 48, 58, 59, 60, 61 or 65, wherein said kit further comprises an antigen.
  - 67. (Original): The kit of claim 66, wherein said antigen is an allergen.
- 68. (Original): The kit of claim 48, wherein said polynucleotide comprises a phosphate backbone modification.
- 69. (Original): The kit of claim 68, wherein said phosphate backbone modification is a phosphorothioate.
  - 70. (Currently Amended): A kit, comprising:

an immunomodulatory polynucleotide/microcarrier (IMP/MC) complex, said complex comprising a polynucleotide linked to the surface of a biodegradable microcarrier (MC), wherein said polynucleotide comprises the sequence 5'-C, G-3' and wherein said polynucleotide is 7 nucleotides in length; and

instructions for use of the IMP/MC complex in immunomodulation of an individual.

- 71. (Original): The kit of claim 70, wherein said polynucleotide comprises the sequence 5'-T, C, G-3'.
- 72. (Original): The kit of claim 71, wherein said polynucleotide consists of the sequence 5'- $TCGX_1X_2X_3X_4$ -3' or the sequence 5'- $X_1TCGX_2X_3X_4$ -3', wherein  $X_1$ ,  $X_2$ ,  $X_3$ ,  $X_4$  are nucleotides.
- 73. (Original): The kit of claim 72, wherein said polynucleotide consists of the sequence 5'- $TCGTCGX_1$ -3', wherein  $X_1$  is a nucleotide.
- 74. (Original): The kit of claim 72, wherein said polynucleotide consists of a sequence selected from the group consisting of 5'-TCGTCGA-3', 5'-TCGAAAA-3', 5'-TCGCCCC-3', 5'-TCGGGGG-3' and 5'-TCGTTTT-3'.

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- 75. (Original): The kit of claim 70, wherein said polynucleotide further comprises the sequence 5'-T, C, G-3'.
  - 76. (Original): The kit of claim 70, wherein said complex is antigen-free.
  - 77. (Original): The kit of claim 70, further comprising an antigen.
  - 78. (Original): The kit of claim 77, wherein said antigen is an allergen.
- 79. (Original): The kit of claim 70, wherein said polynucleotide comprises a phosphate backbone modification.
- 80. (Original): The kit of claim 79, wherein said phosphate backbone modification is a phosphorothioate.
- 81. (Original): A composition comprising an IMP/MC complex of claim 1 and a pharmaceutically acceptable excipient.
- 82. (Original): A composition according to claim 81, wherein the composition is antigenfree.
- 83. (Original): A composition according to claim 81, wherein the composition further comprises an antigen.
  - 84. (Original): A composition according to claim 83, wherein the antigen is an allergen.